

FILED

MAY 22 2008

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY [initials] DEPUTY

## UNITED STATES DISTRICT COURT

## SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, ) Criminal No. 08CR247-H  
11 Plaintiff, )  
12 v. ) CONSENT TO RULE 11 PLEA TO A  
13 JUAN MARTINEZ-PERALTA, ) VIOLATION OF 8 U.S.C. SECTION  
14 Defendant. ) 1326 (a) and (b) IN A FELONY  
                                  ) CASE BEFORE UNITED STATES  
                                  ) MAGISTRATE JUDGE

16 I have been advised by my attorney and by the United States  
17 Magistrate Judge of my right to enter my plea in this case before  
18 a United States District Judge. I hereby declare my intention to  
19 enter a plea of guilty in the above case, and I request and  
20 consent to have my plea taken by a United States Magistrate Judge  
21 pursuant to Rule 11 of the Federal Rules of Criminal Procedure.

22 I understand that if my plea of guilty is taken by the  
23 United States Magistrate Judge, and the Magistrate Judge  
24 recommends that the plea be accepted, the assigned United States  
25 District Judge will then decide whether to accept or reject any  
26 plea agreement I may have with the United States and will  
27 adjudicate guilt and impose sentence.

28 I further understand that any objections to the Magistrate

1 Judge's findings and recommendation must be filed within 14 days  
2 of the entry of my guilty plea.

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5 Dated: MAY 22, 2008

Juan Martinez  
JUAN MARTINEZ-PERALTA  
Defendant

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9 Dated: MAY 22, 2008

VNA Png  
VICTOR N. PIPPINS, FD.  
Attorney for Defendant

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12 The United States Attorney consents to have the plea in this  
13 case taken by a United States Magistrate Judge pursuant to  
14 Criminal Local Rule 11.2.

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17 Dated: MAY 22, 2008

David Lawrence Katz  
DAVID LAWRENCE KATZ  
Assistant United States Attorney

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